

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

March 10, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – Yes**
- III. Approval of Summary-Yes, March 3, 2009, pp.8-11**
- IV. Budget Amendments – Yes, pp.12-13**
- V. New Business, pp.15-41**
- VI. Continuing Business / Presentations**
 - A. Budget & Finance Committee, pp.42-47**
 - B. Services Committee(separate, not in packet)**
- VII. Council Report**
- VIII. Mayor's Report – Yes**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Professional Service Agreement with L. Lianne McBride, Sexual Assault Nurse Examiner (SANE) for Performance of Forensic Examinations. (171-09) (King/Bennett)
This request will authorize a Professional Service Agreement with L. Lianne McBride, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.15**
- B. Authorization of a Professional Service Agreement with Jessica Collins, Sexual Assault Nurse Examiner (SANE) for Performance of Forensic Examinations. (172-09) (King/Bennett)
This request will authorize a Professional Service Agreement with Jessica Collins, SANE, to serve on an “on-call” basis for the performance of forensic examinations at the University of Kentucky Emergency Room. Federal funding is provided under the Violence Against Women Act from the Kentucky Justice Cabinet for the operation of the SANE program. The agreement is from January 1, 2009 through December 31, 2009. Funds are budgeted.**p.16**
- C. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet (JPSC) on Behalf of the Department of Public Safety, Division of Police, for Participation in the Law Enforcement Service Fee Grant Program – FY2010. (193-09) (P. King/Bennett)
This request will authorize a submission of an application for funds in the amount of \$75,000 from the Kentucky JPSC on behalf of the Division of Police for participation in the Law Enforcement Service Fee program. Funds will be used to support overtime costs of approximately 3,000 police officer hours for a Traffic Alcohol Patrol. No matching funds are required.**p.17**
- D. Authorization to Submit Application to the Kentucky Justice and Public Safety Cabinet (JPSC) on Behalf of the Department of Public Safety, Division of Police, for Continuation of the Street Sales Drug Enforcement Project – FY2010. (194-09) (P. King/Bennett)
This request will authorize a submission of an application for federal funds in the amount of \$227,500 to the Kentucky JPSC for continuation of the Street Sales Drug Enforcement project. Funds will continue the project for the Division of Police and the Fayette County Commonwealth Attorney’s

Office to arrest and convict street-level drug dealers. A local match of 35% (\$122,500) is required and will be requested in the Division's FY2010 General Fund budget.**p.18**

- E. Authorization to Accept a Donation of an Image 2000 Treadmill by Judy Craft on Behalf of the Department of Public Safety, Division of Police. (195-09) (Bastin/Bennett)
This request will authorize the acceptance of an Image 2000 Treadmill by Judy Craft on behalf of the Division of Police. The treadmill will be used by employees of the Division to promote health and wellness.**p.19**
- F. Authorization of a Partner Agreement with the University of Kentucky Bluegrass Healthy Marriage Initiative (BHMI) on Behalf of the Department of Social Services, Division of Family Services. (173-09) (Hendrix/Helm)
This request will authorize a Partner Agreement with the University of Kentucky BHMI on behalf of the Division of Family Services. This initiative will increase child well-being and family stability by working to affirm and enable healthy relationships and marriages for the benefit of men, women their children, their extended families and the community of Central Kentucky. The initiative is funded by the Kentucky Cabinet for Health and Family Services through a Section 1115 waiver awarded by the US Department of Health and Human Services, Administration for Children and Families.**p.20**
- G. Authorization of a Master Software License Agreement with Devomni Corporation on Behalf of the Department of Social Services, Division of Youth Services. (190-09) (Gales/Helm)
This request will authorize a Master Software License Agreement in the amount of \$5,900 with Devomni Corporation on behalf of the Division of Youth Services. This agreement will provide software support for licensed software to enable an electronic overview of a client to be created for better tracking and sharing of information to reduce multiple entries of case files. Funds are budgeted.**p.21**
- H. *Authorization of an Engagement Letter for Legal Services with Terry Sellars of Henry Watz Gardner & Sellars, PLLC, for Acquisition of the Blue Sky Wastewater Treatment Plant (WWTP) and Provide Sewage Treatment to Area Served by Blue Sky. (176-09) (Askew)
This request will authorize an Engagement Letter for Legal Services with Terry Sellars of Henry Watz Gardner & Sellars, PLLC, for acquisition of the Blue Sky WWTP and provide sewage treatment to area currently served by Blue Sky. LFUCG operates this WWTP as Receiver for the Franklin Circuit Court. This engagement letter will allow LFUCG to obtain necessary interests in the plant and provide sewage treatment to area presently served by Blue Sky as required by the **EPA Consent Decree.pp.22-23**

- I. Authorization to Amend Resolution No. 273-2008 to Change the Name of the Approved Company Regarding an Inducement Granted by the Kentucky Jobs Development Act (KJDA). (181-09) (Wright/Kelly)
This request will authorize an amendment to Resolution No. 273-2008 to will change the approved Affiliate Tempur-Pedic North America, Inc. to Tempur-Pedic North America, LLC, and to change Tempur World, LLC to Tempur-Pedic Management, Inc. This change will allow both entities as “approved companies” under KJDA. Tempur-Pedic Management, Inc. will assume the duties and responsibilities of the project.**p.24**
- J. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (174-09) (Rayan/Webb)
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 5.33 square feet and a temporary construction easement of 43.71 square feet at property located at 457 Georgetown Street for the Georgetown Street Sidewalk Improvements project.**p.25**
- K. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement Regarding the Georgetown Street Sidewalk Improvements Project. (175-09) (Rayan/Webb)
This request will authorize a Deed of Acceptance at a cost of \$100 for a permanent sidewalk easement of 7.96 square feet and a temporary construction easement of 50.38 square feet at property located at 560 Georgetown Street for the Georgetown Street Sidewalk Improvements project.**p.26**
- L. Authorization of a Deed of Acceptance for a Temporary Construction and Permanent Right-of-Way Easements for the Clays Mill Road Improvements Project. (182-09) (P. King/Webb)
This request will authorize a Deed of Acceptance at a cost of \$13,725 for a temporary construction easement of 5,154.7 square feet and a permanent right-of-way easement of 1,878 square feet at property located at 1380 Higbee Mill Road from Springdale Baptist Church, Inc. for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.27**
- M. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (183-09) (P. King/Webb)
This request will authorize a Deed of Acceptance at a cost of \$2,375 for a temporary construction easement of 4,739 square feet at property located at 1401 Higbee Mill Road from Windstream Kentucky East, LCC for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.28**

- N. Authorization of a Deed of Acceptance for a Temporary Construction and Permanent Right-of-Way Easements for the Clays Mill Road Improvements Project. (184-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$8,425 for a temporary construction easement of 887.1 square feet and a permanent right-of-way easement of 85.48 square feet at property located at 3361 Holwyn Road from Autumn Park Apartments for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.29**

- O. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (185-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$550 for a temporary construction easement of 359.1 square feet at property located at 3433 Holwyn Road from Donald and Peggy Adkins for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.30**

- P. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (186-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$900 for a temporary construction easement of 585.6 square feet at property located at 3433 Holwyn Road from Southern Baptist Church for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.31**

- Q. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (187-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$925 for a temporary construction easement of 602.8 square feet at property located at 651 Graviss Court from Lurid Gulley Living Trust for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.32**

- R. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (188-09) (P. King/Webb)

This request will authorize a Deed of Acceptance at a cost of \$2,100 for a temporary construction easement of 1,398.3 square feet at property located at 3343 Keithshire Way from William and Betty Hall for the Clays Mill Road Improvements Project. This project is federally funded by

Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.33**

- S. Authorization of a Deed of Acceptance for a Temporary Construction Easement for the Clays Mill Road Improvements Project. (189-09) (P. King/Webb)
This request will authorize a Deed of Acceptance at a cost of \$1,350 for a temporary construction easement of 887.7 square feet at property located at 3344 Keithshire Way from Joyce Adams for the Clays Mill Road Improvements Project. This project is federally funded by Surface Transportation Lexington (SLX) through the Kentucky Transportation Cabinet.**p.34**
- T. Authorization of a Deed of Acceptance for Property Located at 138 Northwood Drive Under the Northwood Drive Storm Water Project. (177-09) (Martin/Taylor)
This request will authorize a Deed of Acceptance at a cost of \$113,700 for property located at 138 Northwood Drive under the Northwood Drive Storm Water project for a storm water management and mitigation to the existing watershed. Funds are budgeted.**p.35**
- U. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer and Temporary Construction Easements Regarding the North Elkhorn Force Main Project. (178-09) (Martin/Taylor)
This request will authorize a Deed of Acceptance at a cost of \$5,875 for a permanent sanitary sewer easement of 10,463.1 square feet and a temporary construction easement of 8,193.6 square feet regarding the North Elkhorn Force Main project with BBBBP & S, LLC (alternate name - Blue Grass Stockyards, LLC) at property located at 172 South Forbes Road. Funds are budgeted.**p.36**
- V. Authorization of Change Order No. 1 to Contract with Spectrum Contracting Regarding the Gainesway Pond and Educational Trail System Project. (179-09) (Martin/Taylor)
This request will authorize Change Order No. 1 in the amount of \$29,151.37 with Spectrum Contracting regarding the Gainesway Pond and Educational Trail System project. This change deducts \$652 to shorten Walkway No. 1; deletes \$4,439 for Tensar Geogrid from weir construction; adds \$4,505 for Spectrum to furnish and install additional amphitheater seating; adds \$18,194 for Spectrum to furnish additional fill material needed to construct a weir, adds \$626 to increase the depth of the concrete in the Suntree overflow area; and adds \$10,914.37 for additional wages through November 30, 2008. New contract amount is \$857,671.37. Funds are budgeted.**pp.37-38**

- W. Authorization of a Deed of Acceptance for a Permanent Sanitary Sewer and Temporary Construction Easements Regarding the North Elkhorn Force Main Project. (180-09) (Martin/Taylor)

This request will authorize a Deed of Acceptance at a cost of \$1,375 for a permanent sanitary easement of 1,054.4 square feet and a temporary construction easement of 1,393.9 square feet at property located at 1214 Liggett Street regarding the North Elkhorn Force Main project. Funds are budgeted.**p.39**

- X. Authorization to Submit Application to the Environmental Protection Agency (EPA) on Behalf of the Department of Environmental Quality under the Community Action for a Renewed Environment (CARE) Program. (191-09) (P. King/Taylor)

This request will authorize a submission of an application for federal funds in the amount of \$100,000 to the EPA on behalf of the Department of Environmental Quality under the CARE program. This program will determine priorities and identify the best solutions for a clean, green and sustainable Lexington to residents, businesses, and students (elementary to college age) in the Manchester Street Corridor. Funds will be used to develop a Lexington CARE Education and Planning Guide, professional services, and mapping, supplies and printing costs. Bluegrass Partnership for a Green Community will be responsible for coordinating the activities. No matching funds are required.**p.40**

- Y. Authorization of an Engineering Services Agreement with CDP Engineers, Inc. on Behalf of the Department of Environmental Quality, Department of Water and Air Quality, Regarding the Appomattox Road Letter of Map Revision (LOMR) and the Sherwood Drive Drainage Improvements Projects. (192-09) (Martin/Taylor)

This request will authorize an Engineering Services Agreement in the amount of \$32,700 with CDP Engineers, Inc. on behalf of the Division of Water and Air Quality. CDP will complete engineering documents for the approved Federal Emergency Management Agency for the Appomattox Road LOMR project at a cost of \$23,700, and design and construct documents for drainage improvements to the Sherwood Drive Drainage project at a cost of \$9,000. Funds are budgeted.**p.41**

***EPA Consent Decree**